

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

THE PROCTER & GAMBLE COMPANY,
and SUBSIDIARIES,

Plaintiff,

vs.

UNITED STATES OF AMERICA,

Defendant.

:
: Civil Action No. C-1-02-150
: (Senior Judge Herman J. Weber)
:
: **JOINT MOTION FOR EXTENSION OF**
: **STAY**

The parties hereto jointly move the Court for an extension of the present stay for a period of ninety (90) days for the reasons set forth in the accompanying memorandum.

Respectfully submitted,

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MEMORANDUM

The parties have, during the period covered by the stay in proceedings granted by the Court in August 2004, continued their extensive and substantive negotiations to resolve all issues presented by this litigation. The parties have reached a tentative agreement, which is in the final stages of review by the Department of Justice. Because the agreed-upon resolution will, if finally accepted, involve a refund of taxes paid by Plaintiff, after the resolution is finally approved by the Assistant Attorney General of the United States, it must be submitted to the Congressional Joint Committee on Taxation before it can be finally accepted by the Department of Justice on behalf of the United States. The parties believe that these final review steps can be completed within 90 days, and accordingly request a further stay of 90 days. Should the Court grant this request, the parties would be prepared to provide the Court with an interim status report before the expiration of the requested stay. The parties believe that a stay will accomplish the ends of justice and preserve the resources of the parties and the Court.

Respectfully submitted,

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